PTO/SB/05 (06-03) (Approved for use through 07/31/2003. OMB 0651-0032.

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

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|-----------------------------------|--|
| Attorney Docket No. | 6037P2726 |
| First Inventor | GARNER, VAN DYKE |
| Title | LIME-FREE ADVIXTURE COMPOSITIONS FOR HYDRAULIC CEMENTS AND |
| Express Mail Label No. | EV 154425465 US |

| APPLICATION ELEMENTS See MPEP chapter 600 concerning utility patent application contents. | ADDRESS TO: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450 | | | |
|---|--|--|--|--|
| 1. X Fee Transmittal Form (e.g., PTO/SB/17) (Submit an original and a duplicate for fee processing) Applicant claims small entity status. See 37 CFR 1.27. 3. X Specification [Total Pages36] (preferred arrangement set forth below) - Descriptive title of the invention - Cross Reference to Related Applications - Statement Regarding Fed sponsored R & D - Reference to sequence listing, a table, or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings (if filed) - Detailed Description - Claim(s) - Abstract of the Disclosure 4. X Drawing(s) (35 U.S.C. 113) [Total Sheets36] 5. Oath or Declaration [Total Sheets36] A Newly executed (original or copy) b. Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed) i. DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) name in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b). Application Data Sheet. See 37 CFR 1.76 | 7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) 8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) a. Computer Reader Form (CRF) b. Specification Sequence Listing on: i. CD-ROM or CD-R (2 copies); or ii. Paper c. Statements verifying identity of above copies ACCOMPANYING APPLICATION PARTS 9. Assignment Papers (cover sheet & document(s)) 10. 37 CFR 3.73(b) Statement Power of (when there is an assignee) Attorney 11. English Translation Document (if applicable) 12. Information Disclosure Copies of IDS Statement (IDS)/PTO-1449 Citations 13. Preliminary Amendment 14. X Return Receipt Postcard (MPEP 503) (Should be specifically itemized) 15. Certified Copy of Priority Document(s) (if foreign priority is claimed) 16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. | | | |
| 18. If a CONTINUING APPLICATION, check appropriate box, and sup | ply the requisite information below and in the first sentence of the | | | |
| specification following the title, or in an Application Data Sheet under 3 | 7 CFR 1.76: | | | |
| Continuation Divisional Continua | ation-in-part (CIP) of prior application No.: | | | |
| Prior application information: Examiner Art Unit: For CONTINUATION OF DIVISIONAL APPS only; The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts. | | | | |
| 19. CORRESPON | DENCE ADDRESS | | | |
| Customer Number: 23504 | OR Correspondence address below | | | |
| Name | | | | |
| Address | | | | |
| City | State Zip Code | | | |
| Country | elephone Fax | | | |
| Name (Print/Type) Craig Weiss | Registration No. (Attorney/Agent) 48,274 | | | |
| Signature on men | Date 10-30-2003 | | | |

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

X Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

| Co | omplete if Known | |
|----------------------|------------------|--|
| Application Number | | |
| Filing Date | | |
| First Named Inventor | GARNER, VAN DYKE | |
| Examiner Name | _ | |
| Art Unit | | |
| Attorney Docket No. | 6037P2726 | |

| METHOD OF PAYMENT (check all that apply) | FEE CALCULATION (continued) | | | | |
|---|--|--------------------|--|--|--|
| X Check Credit card Money Other None | e 3. ADDITIONAL FEES | 3. ADDITIONAL FEES | | | |
| Deposit Account: | Large Entity Small Entity | | | | |
| | Fee Fee Fee Fee Fee Description Code (\$) Code (\$) | ee Paid | | | |
| Account Number | 1051 130 2051 65 Surcharge - late filing fee or oath | 20 1 410 | | | |
| Deposit Account WEISS, MOY & HARRIS, P.C. | 1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet | | | | |
| Name | 1053 130 1053 130 Non-English specification | | | | |
| The Director is authorized to: (check all that apply) Charge fee(s) indicated below | 1812 2,520 1812 2,520 For filing a request for ex parte reexamination | | | | |
| X Charge any additional fee(s) or any underpayment of fee(s) | 1804 920* 1804 920* Requesting publication of SIR prior to Examiner action | | | | |
| Charge fee(s) indicated below, except for the filing fee | 1805 1,840* 1805 1,840* Requesting publication of SIR after | | | | |
| to the above-identified deposit account. | Examiner action | | | | |
| FEE CALCULATION | 1251 110 2251 55 Extension for reply within first month | — H | | | |
| 1. BASIC FILING FEE | 1252 420 2252 210 Extension for reply within second month | | | | |
| Large Entity Small Entity | 1253 950 2253 475 Extension for reply within third month | | | | |
| Fee Fee Fee Fee Pee Pee Paid Code (\$) Code (\$) | 1254 1,480 2254 740 Extension for reply within fourth month | | | | |
| 1001 770 2001 385 Utility filing fee | 1 1255 2,010 2255 1,005 Extension for reply within fifth month | | | | |
| 1002 340 2002 170 Design filling fee 385 | 1401 330 2401 165 Notice of Appeal | | | | |
| 1003 530 2003 265 Plant filing fee | 1402 330 2402 165 Filing a brief in support of an appeal | | | | |
| 1004 770 2004 385 Reissue filing fee | 1403 290 2403 145 Request for oral hearing | | | | |
| 1005 160 2005 80 Provisional filing fee | 1451 1,510 1451 1,510 Petition to institute a public use proceeding | | | | |
| SUBTOTAL (1) (\$) 385 | 1452 110 2452 55 Petition to revive - unavoidable | | | | |
| | 1453 1,330 2453 665 Petition to revive - unintentional | | | | |
| 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Fee from | 1501 1,330 2501 665 Utility issue fee (or reissue) | | | | |
| Extra Claims below Fee Paid Total Claims 31 20** = 11 x 9 = 99 | d 1502 480 2502 240 Design issue fee | | | | |
| | 1503 640 2503 320 Plant issue fee | | | | |
| Independent | 1460 130 1460 130 Petitions to the Commissioner |] | | | |
| Multiple Dependent | 1807 50 1807 50 Processing fee under 37 CFR 1.17(q) | [| | | |
| Large Entity Small Entity Fee Fee Fee Fee Fee Description | 1806 180 1806 180 Submission of Information Disclosure Stmt |] | | | |
| Code (\$) Code (\$) | 8021 40 8021 40 Recording each patent assignment per property (times number of properties) | | | | |
| 1202 18 2202 9 Claims in excess of 20 | 1809 770 2809 385 Filing a submission after final rejection | | | | |
| 1201 86 2201 43 Independent claims in excess of 3 | (37 CFR 1.129(a)) | | | | |
| 1203 290 2203 145 Multiple dependent claim, if not paid 1204 86 2204 43 ** Reissue independent claims | 1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b)) | | | | |
| 1204 86 2204 43 ** Reissue independent claims over original patent | 1801 770 2801 385 Request for Continued Examination (RCE) | | | | |
| 1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent | 1802 900 1802 900 Request for expedited examination of a design application | | | | |
| SUBTOTAL (2) (\$) 99 | Other fee (specify) | | | | |
| **or number previously paid, if greater; For Reissues, see above | *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) | -0- | | | |
| SUBMITTED BY (Complete (if applicable)) | | | | | |

Registration No. Telephone Name (Print/Type) 48,274 (480) 994-8888 (Attorney/Agent) Date 10-30-2003 Signature

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Date October 30, 2003

I hereby certify that this "EXPRESS MAIL" package is being deposited with the United States Postal Service "EXPRESS MAIL" to provide service under 37 CFR 1.10 on the date indicated above to the following address: Commissioner For Patents, P.O. Box 1450, Washington, D.C. 22313-1450.

Shirley I. Brown

APPLICANT: GARNER, VAN DYKE

APPLICATION TITLE: LIME-FREE ADMIXTURE COMPOSITIONS FOR

HYDRAULIC CEMENTS AND METHOS THEREOF

U.S. SERIAL NUMBER:

FILING DATE: October 30, 2003

TYPE OF INFORMATION ENCLOSED

| [X] | CHECK NUMBER 12530 FOR \$ 484.00 |
|------|------------------------------------|
| [] | DRAWINGS (Sheet(s) Enclosed) |
| [X] | NEW PATENT APPLICATION |
| [] | PCT PATENT APPLICATION |
| [] | OTHER: |
| | |